

#2/A
9-10-01
W.L.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

ROGERS, Jack

(Div. of Appl. No.: 09/188,118)

Appl. No.: to be assigned

Filed: herewith

For: **The Translation Enhancer Element
of the Human Amyloid Precursor
Protein Gene**

Art Unit: to be assigned

Examiner: to be assigned

Atty. Dkt. 81994/282402

Preliminary Amendment

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In advance of prosecution, please amend the above-captioned application as follows:

In the Specification:

Please amend the enclosed application by providing a new cross reference to related applications before the first line of the specification, which reads as follows:

Cross Reference to Related Applications

The present application is a division of U.S. application 09/188,118, filed November 9, 1998. U.S. 09/188,118 claims the benefit of U.S. provisional application no. 60/065,175, filed on November 12, 1997 (now abandoned).

Immediately after the title of the application, and prior to the section entitled "Cross Reference to Related Applications," please add the following text:

Statement of Government Support

The work leading to this invention was supported by one or more grants from the U.S. Government. The U.S. Government therefore has certain rights in the invention.

009097-0240
F04220-2520F000

A1

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In the Claims:

Please cancel all claims as filed except for claims 13-16. These claims represent non-elected Restriction Group III set forth by the Examiner in connection with the parent of the present case, i.e., 09/188,118. The restriction requirement appeared in an Office Action dated July 20, 1999.

Conclusion

The amendments above do not add new matter to the application, and their entry is therefore respectfully requested. It is believed that the present application is now in condition for immediate allowance and early notice to such effect is earnestly solicited. If, in the opinion of the Examiner, a phone call may help to expedite the prosecution of this application, the Examiner is invited to call Applicants' undersigned attorney at (703) 905-2173.

Respectfully submitted,

PILLSBURY WINTHROP LLP

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Date: July 24, 2001

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